

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 002559

JAMES H DUNCAN
P O BOX 2
LOOKOUT, CA 95054

TELEPHONE NUMBER:

(916) 299-5363

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: UNNAMED SPRING

TRIBUTARY TO: PIT RIVER

COUNTY: MODOC

YEAR OF FIRST USE: 1960

DIVERSION

WITHIN: SW1/4 OF NW1/4 SECTION 24, T40N, R07E, MDB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994

A. Water is used under: Riparian claim ☒; Pre 1914 right ☐; Other (explain) ☐

B. Year of first use (Please provide if missing above)

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☒ Gallons ☐ Acre-feet ☐ (other)

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991			✓	✓	✓	DRY	DRY	DRY	DRY	DRY	DRY		
1992			✓	✓	✓	DRY	DRY	DRY	DRY	DRY	DRY		
1993			✓	✓	✓	✓	✓	DRY	DRY	DRY			

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation acres; Stockwatering 2 horses's 2 cans Domestic

Other (specify)

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 3-14 ~~24~~, 1994, at Modoc County, California

Signature: James H Duncan

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RIGHTS BOARD

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

\$25.99

A. Name of person diverting water James H. Duncan
Address P. O. Box 2 Lookout, California

B. Name of body of water at point of diversion Duncan Stockpond
Tributary to Pit River

C. Place of diversion SW 1/4 NW 1/4 Section 24, Township 40N, Range 7E, M.D. Kodoc
County, or locate it on sketch of section grid on reverse side with regard to section boundaries and prominent local landmarks.

D. Name of works Duncan Stockpond

E. Capacity of diversion works
Capacity of storage reservoir 3 Ac. Ft.
State quantity of water used each month in gallons or acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	13.10

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc. Stock Watering, ice skating, ducks, geese, pheasant, deer water from this pond.

Maximum annual water use in recent years 3 Ac. feet

Minimum annual water use in recent years 3 Ac. feet

Type of diversion facility: gravity ☒, pump ☐

Method of measurement: weir ☐, flume ☐, electric power meter ☐, water meter ☐, estimate ☒

F. Purpose of use (what water is being used for) Stockwatering, Recreational, Wild Life Enhancement.

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)
3330 Ft. S 15' W to SW Corner of Sec. 24, T40N, R7E M.D., B&M.

H. Year of first use as nearly as known 1960

I. Name of person filing statement James H. Duncan
Position Rancher Organization None
Address P. O. Box 2 Lookout, California 96054

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed 6/18/67 Signature James H. Duncan

See Instructions on Reverse Side